



FEB 23-2007 FRI 03:25 PM LOTT &amp; FRIEDLAND, PA

FAX NO. 3054466191

P. 03

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/730,181	
	Filing Date	December 8, 2003	
	First Named Inventor	Brown et al.	
	Group Art Unit	3727	
	Examiner Name	H. Grosso	
Total Number of Pages in This Submission	6	Attorney Docket Number	10038-1-5810

## ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Approval Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PAYMENT OF ISSUE FEE ON BEHALF OF ASSIGNEE, JOHN R. TOSCANO, Certificate of Transmission Under 37 CFR 1.8 & Part B - Fee Transmittal
Remarks The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16, or credit any overpayment to Account No. 502725. A duplicate copy of this sheet is enclosed.		USPTO Cust. No.  <b>26135</b> PATENT TRADEMARK

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Nicole Valdivieso
Signature	<i>Nicole Valdivieso</i>
Date	February 23, 2007

## CERTIFICATE OF TRANSMISSION/EXPRESS MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service, "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Comm. for Patents, P.O. Box 1450 Alexandria, VA 22313.			
Typed or printed name	Amy J. Snyder	Express Mail Label No.	VIA FACSIMILE
Signature	<i>Amy J. Snyder</i>	Date	February 23, 2007

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Appln No.: 10/730,181  
Docket no. 10038-5810

## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: BROWN et al. )  
Serial No. 10/730,181 ) Group Art Unit: 3727  
Filed: December 8, 2003 ) Examiner: H. Grosso  
For: SECONDARY CONTAINMENT SYSTEM FOR LIQUID STORAGE  
TANKS

PAYMENT OF ISSUE FEE ON BEHALF OF ASSIGNEE, JOHN R. TOSCANO

Mail Stop: Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Please accept this Issue Fee by, and on behalf of, John R. Toscano, the assignee of the entire, right, title and interest of the inventor David Alan Mcaux. The inventor Troy Alan Brown did not approve the Issue Fee payment.

There is pending litigation regarding the validity of all of the assignments recorded in the 10/730,181 application. John R. Toscano hereby files this Issue Fee payment in order to preserve his rights as an assignee in and to the allowed claims of the 10/730,181 application.

John R. Toscano previously submitted an Issue Fee of \$700.00 along with a Petition to Revoke on January 26, 2007. John R. Toscano was then made aware that the Patent Office issued a Corrected Notice of Allowance. Accordingly, John R. Toscano hereby pays the Issue Fee pursuant to the Corrected Notice of Allowance, if said Issue Fee is in fact due, and

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FAX NO. 3054466191

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Appln No.: 10/730,181  
Docket no. 10038-5810

authorizes the Commissioner to charge any required additional fees, or credit any overpayments to deposit account number 502725.

Please contact the undersigned should there be any questions with respect to the payment of the Issue Fee.

Respectfully submitted,

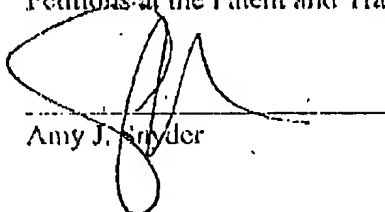
Dated: February 23, 2007

  
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37 C.F.R. § 1.10 Certificate of Fax

I hereby certify that this correspondence is being faxed to 571-273-2885, the Office of Petitions at the Patent and Trademark Office, on the date indicated below.

  
\_\_\_\_\_  
Amy J. Snyder

Date: February 23, 2007



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Lott &amp; Friedland, P.A.

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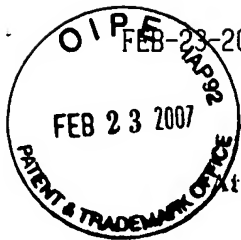
To: United States Patent and Trademark Office From: Nicole A. Valdivieso, Esq.  
Attn: MAIL STOP: ISSUE FEE Pages: 6 (Including Cover Page)  
Fax: 571-273-2885 Date: February 23, 2007  
Re: In the Application of: BROWN et al.  
Serial No. 10/730,181 CC:  
Group Art Unit: 3727  
Filed: December 8, 2003  
Examiner: JI. Grosso  
For: SECONDARY CONTAINMENT SYSTEM  
FOR LIQUID STORAGE TANK

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply

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Attorney Docket No. 10038-1-5810

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application or Patent of:

BROWN et al.

Art Unit: 3727

Serial or Patent No.: 10/730,181

Filed: December 8, 2003

Examiner: H. Grosso

For: SECONDARY CONTAINMENT SYSTEM FOR  
LIQUID STORAGE TANKS

Commissioner for Patents

P.O. Box 1450, Alexandria, VA 22313-1450

## CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the following papers are being facsimile transmitted to the United States Patent and Trademark Office to facsimile number ( 571 ) 273 - 2885 on the date shown below:

Item No.	No. of Pages	Description
1	1	Facsimile Cover Sheet
2	1	Certificate of Transmission under 37 CFR 1.8
3	2	PAYMENT OF ISSUE FEE ON BEHALF OF ASSIGNEE, JOHN R. TOSCANO
4	1	General Transmittal (PTO/SB/21) (In duplicate)
5	1	Fee Transmittal Part B (PTOL-85) for Issue Fee (In duplicate)

February 23, 2007

Date

Amy J. Snyder

Typed or printed name of person signing certification

Signature